



# *Confidentiality, Ethics, Privacy, and Access*

## REPORT FROM CONFIDENTIALITY, ETHICS, PRIVACY AND ACCESS Group A

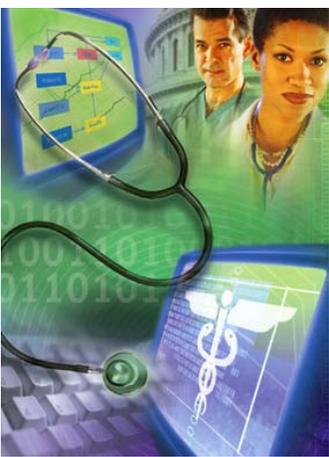
Suniti Ponkshe



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# KEY RECOMMENDATIONS

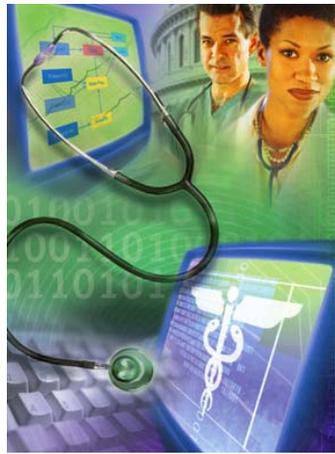
1. Set up a committee / task force to:
  - Identify potential users of Collaborative Health Information Infrastructure,
  - Analyze gaps under the current privacy laws, and
  - Develop policy that addresses uses and disclosures.
2. Provide balanced education to consumers and providers about **privacy risks, safeguards and rights** of EHR and collaborative health information network(s) through various activities such as town meetings, TV, Print media, etc. ----- Fund it through foundation grants and Govt. grants.



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3. Establish a patient information roadmap that
  - Acknowledges the consumer as the individual whose interests and rights are primacy, and
  - Sets the rules and standards for content, information flow, role-based access and audit control.
4. Set up a cross-industry group to create a working Regional Health Information Infrastructure privacy model (i.e., practices, guidelines & state laws) --- that addresses how they will interact within their region and across state boundaries



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5. Establish a regulation that will
  - Assign ownership of the EHR to the consumer, and
  - Clarify the rights and responsibilities of “ownership” including in the situation of incapacity, guardianship and emergencies. (HHS/CMS)
6. Controversial
  - Specifically exclude the use of identified EHR data for individual underwriting or other exclusionary activities for coverage, but allow it for payer-based care coordination activities.